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2877

<b>REVOCATION OF POWER OF ATTORNEY WITH NEW POWER OF ATTORNEY AND CHANGE OF CORRESPONDENCE ADDRESS</b>	Application Number	09/008,664
	Filing Date	January 16, 1998
	First Named Inventor	John H. Hebrank
	Art Unit	2877
	Examiner Name	Amanda H. Merlino
	Attorney Docket Number	EMBR-5175-92IP Renumbered PC19663A

I hereby revoke all previous powers of attorney given in the above-identified application.

☐ A Power of Attorney is submitted herewith.

OR

23913

☒ I hereby appoint the practitioners associated with the Customer Number:

Please change the Correspondence Address for the above-identified patent application to:

☒ The address associated with  
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23913

OR

☐ Firm or  
Individual Name

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I am the:

☐ Applicant/Inventor☒ Assignee of record of the entire interest. See 37 CFR 3.71.

Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

**COMPLETED****SIGNATURE of Applicant or Assignee of Record**

Signature

Name **Grover F. Fuller Jr.**  
Assistant Secretary

Date

6-4-08

Telephone

212-573-1390

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.



\*Total of forms are submitted.

This collection of information is required by 37 CFR 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2



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**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant/Patent Owner: John H. Hebrank

Application No./Patent No.: 09/008,664 Filed/Issue Date: January 16, 1998

Entitled: METHOD AND APPARATUS FOR SELECTIVELY INJECTING POULTRY EGGS

Embrex, Inc., a Corporation  
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest  
(The extent (by percentage) of its ownership interest is \_\_\_\_\_ %)

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 9209, Frame 0823, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Grover F. Fuller Jr.  
Signature

6-4-08  
Date

Grover F. Fuller Jr., Reg. No. 31,760  
Printed or Typed Name

(212) 573-1390  
Telephone Number

\_\_\_\_\_  
Assistant Secretary  
Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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5175.921P  
VCB PC 19663

**UNITED STATES DEPARTMENT OF COMMERCE**  
**Patent and Trademark Office**  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

AUGUST 07, 1998

PTAS

MYERS BIGEL SIBLEY & SAJOVEC  
VIRGINIA C. BENNETT  
P.O. BOX 37428  
RALEIGH, NC 27627



03-12- CA10:16 RCVD

**UNITED STATES PATENT AND TRADEMARK OFFICE**  
**NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT**

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 05/26/1998

REEL/FRAME: 9209/0823  
NUMBER OF PAGES: 5

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:  
HEBRANK, JOHN H.

DOC DATE: 05/05/1998

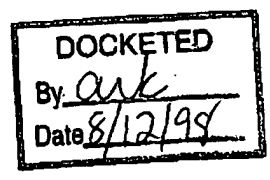
ASSIGNOR:  
DEPAUW, DANIEL T.

DOC DATE: 05/05/1998

ASSIGNEE:  
EMBREX, INC.  
POST OFFICE BOX 13989  
RESEARCH TRIANGLE PARK  
NORTH  
CAROLINA  
27709

SERIAL NUMBER: 09008664  
PATENT NUMBER:

FILING DATE: 01/16/1998  
ISSUE DATE:



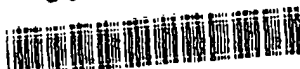
9209/0823 PAGE 2

MARGARET LASALLE, PARALEGAL  
ASSIGNMENT DIVISION  
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100729576

<p>RECEIVED</p> <p>MAY 26 1998</p> <p>20-May-1998 Attorney Dkt: 5175-92IP</p>
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To the Honorable Commissioner of Patents and  
Please record the attached original documents of

1. Name of conveying party(ies):

John H. Hebrank  
Daniel T. DePauw

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

2. Name and address of receiving party(ies):

Embrex, Inc.  
Post Office Box 13989  
Research Triangle Park, North Carolina 27709

Additional name(s) & address(es) attached? ☐ Yes ☒ No

3. Nature of conveyance:

- ☒ Assignment  
☐ Merger  
☐ Security Agreement  
☐ Change of Name  
☐ Other

Execution Date: 5 May 1998

4. Application Serial No. 09/008,664

If this document is being filed together with a new application, the execution date of the application is: .....

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Virginia C. Bennett  
Myers Bigel Sibley & Sajovec  
P. O. Box 37428  
Raleigh NC 27627

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41) \$40.00 E  
☒ Enclosed  
☐ Authorized to be charged to deposit account

8. Deposit account number: 50-0220

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48-63-00

9. Statement and signature

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Virginia C. Bennett  
Name of Person Signing

Virginia C. Bennett  
Signature

5/20/98  
Date

Total number of pages including cover sheet, attachments and document: 4

## ASSIGNMENT

THIS ASSIGNMENT, made by us, John H. Hebrank, citizen of the United States of America, residing at 216 Jefferson Drive, City of Durham, County of Durham, State of North Carolina, and Daniel T. DePauw, citizen of the United States of America, residing at 5612 Millrace Trail, City of Raleigh, County of Wake, State of North Carolina, respectively;

WITNESSETH: That,

WHEREAS, we are the joint inventors of certain new and useful improvements in METHOD AND APPARATUS FOR SELECTIVELY INJECTING POULTRY EGGS for which an application for United States Letters Patent has been filed in the United States Patent and Trademark Office on 16 January 1998, under Serial No. 09/008,664, and

WHEREAS, Embrex, Inc., a North Carolina corporation, having a principal place of business at 1035 Swabia Court, Post Office Box 13989, County of Durham, City of Research Triangle Park, State of North Carolina, 27709, hereinafter referred to as assignee, is desirous of acquiring the entire right, title and interest in and to said invention as described in said application, and in and to any and all Letters Patent which shall be granted therefor in the United States of America and all foreign countries;

NOW, THEREFORE, To Whom It May Concern, be it known that for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, we have sold and by these presents do hereby sell, assign, transfer, and convey unto the said assignee, its successors and assigns, the entire right, title, and interest in and to the said invention and application, and in and to any and all continuations, continuations-in-part, or divisions thereof, and in and to any and all Letters Patent of the United States of America and all foreign countries or reissues thereof which may be granted therefor or thereon, for the full end of the term for which said Letters Patent may be granted, together with the right to claim the priority of said application in all foreign countries in accordance with the International Convention, the same to be held and enjoyed by said assignee, its successors and assigns, as fully and entirely as the same would have been held and enjoyed by us if this assignment and sale had not been made.

We hereby request that said Letters Patent be issued in accordance with this assignment.

We further covenant and agree that, at the time of the execution and delivery of these presents, we possess full title to the invention and application above-mentioned, and that we have the unencumbered right and authority to make this assignment.

We further covenant and agree to bind our heirs, legal representatives, and assigns promptly to communicate to said assignee or its representatives any facts known to us relating to said invention, to testify in any interference or legal proceedings involving said invention, to execute any additional papers which may be requested to confirm the right of the assignee, its representatives, successors, or assigns to secure patent or similar protection for the said invention in all countries and to vest in the assignee complete title to the said invention and Letters Patent, without further compensation, but at the expense of said assignee, its successors, assigns, and other legal representatives.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on this 5 day  
of ~~April~~ MAY, 1998  
JH 5/5/98

John H. Hebrank (SEAL)  
John H. Hebrank

STATE OF North Carolina  
COUNTY OF Durham ) ss:

Before me personally appeared John H. Hebrank, to me known to be the person  
described in and who executed the foregoing instrument, and he acknowledged to me that he  
executed the same for the purposes therein stated, this 5<sup>th</sup> day of May,  
1998.

Celleen S. Lorie  
Notary Public

SEAL

My Commission Expires: April 15, 2001



IN WITNESS WHEREOF, I have hereunto set my hand and seal on this 5 day  
of MAY, 1998

Daniel T. De Pauw (SEAL)  
Daniel T. De Pauw

DTD 5/5/98

STATE OF North Carolina)  
COUNTY OF Durham) ss:

Before me personally appeared Daniel T. De Pauw, to me known to be the person  
described in and who executed the foregoing instrument, and he acknowledged to me that he  
executed the same for the purposes therein stated, this 5<sup>th</sup> day of May,  
1998.

Colleen S. Lorce  
Notary Public

SEAL

My Commission Expires: April 15, 2001